

**FISCAL NOTE**  
**HB 2531 - SB 2856**

March 11, 2004

**SUMMARY OF BILL:**

1. Creates the Board of Orthotics, Prosthetics, and Pedorthics consisting of five members to be appointed by the governor. Three members would be practicing licensed orthotists, prosthetists, and pedorthists. One member would be a public citizen who is a consumer of orthotic, prosthetic, or pedorthic services and one member is to be a licensed physician. Each member would serve a term of three years and receive \$50 per diem for each meeting. The Commissioner of Health may terminate any board member for cause.
2. Provides that licensees must pass all written, practical and oral examinations and be qualified in accordance with other standards set by the board. Requires that a person applying for a license to practice orthotics or prosthetics have a baccalaureate degree and a person seeking licensure to practice pedorthics to possess a high school diploma.
3. Allows the Division of Health Related Boards to suspend, censure or reprimand licensees. A violation of this bill would be a Class B misdemeanor for a first offense. A second or subsequent offense would be a Class E felony. The bill would take effect on January 1, 2005.

**ESTIMATED FISCAL IMPACT:**

**Increase State Expenditures - \$30,900 Recurring**  
**\$8,000 One-Time**  
**\$1,000 Incarceration\***  
**Increase Local Govt. Expenditures - Not Significant**  
**Increase Local Govt. Revenues - Not Significant**

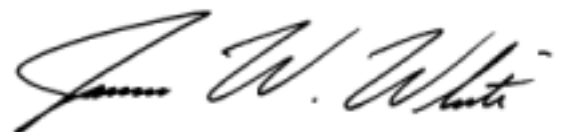
Estimate assumes:

- one Class E felony conviction every five years.
- impact depends upon the number of persons convicted of this offense and the resulting increased cost to local governments to confine such persons versus the increased revenues to local governments from fines levied and collected under the provisions of this bill.
- a need for one position and related expenses in the Department of Health to administer licensing responsibilities.

*\*Section 9-4-210, TCA, requires that: For any law enacted after July 1, 1986, which results in a net increase in periods of imprisonment in state facilities, there shall be appropriated from recurring revenues the estimated operating cost of such law. The amount appropriated for operating cost, in current dollars, shall be based upon the highest cost of the next 10 years, beginning with the year the additional sentence to be served impacts the correctional facilities population.*

**CERTIFICATION:**

This is to duly certify that the information contained herein is true and correct to the best of my knowledge.



James W. White, Executive Director